

1 MELINDA HAAG, (CSBN 132612)
United States Attorney
2 JOANN M. SWANSON (CABN 88143)
Chief, Civil Division
3 JUAN D. WALKER (CSBN 208008)
Assistant United States Attorney

4 450 Golden Gate Avenue, Box 36055
5 San Francisco, California 94102-3495
6 Telephone: (415) 436-6915
Fax: (415) 436-6927
juan.walker@usdoj.gov

7 Attorneys for Federal Defendants

8 THOMAS D. ROTH (CSBN 208601)
9 Law Offices of Thomas D. Roth
One Market, Spear Tower, Suite 3600
10 San Francisco, California 94105
Telephone: (415) 293-7684
Facsimile: (415) 435-2086
Email: rothlaw1@comcast.net

11 Attorneys for Plaintiff
12 FRIENDS OF OCEANO DUNES, INC.

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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 FRIENDS OF OCEANO DUNES, INC.) No. C 11-1476-EMC
19 Plaintiff,)
20 v.)
21 KEN SALAZAR, et al.)
22 Defendants.)
23 _____)

24 STIPULATION AND [PROPOSED] ORDER
25 TO CONTINUE HEARING ON
26 PLAINTIFF'S MOTION FOR
27 ATTORNEY'S FEES

28 Federal Defendants and Plaintiff Friends of Oceano Dunes, Inc., by and through their attorneys
of record, hereby stipulate, subject to approval of the Court, to the following:

29 1. Whereas, the parties signed and filed a Stipulation and [Proposed] Order Regarding
Settlement to settle this matter on January 23, 2012.

30 STIPULATION AND [PROPOSED] ORDER TO
CONT. HEARING ON MTN FOR ATTORNEY'S FEES
C 11-1476-EMC

1 2. Whereas, the Court signed and entered the Stipulation and Order Regarding Settlement on
2 January 24, 2012.

3 3. Whereas, the settlement provides that Defendant will make all reasonable efforts to make
4 payment within sixty (60) days of the date the Court approves the stipulation and Plaintiff's
5 counsel provides the necessary information for electronic funds transfer.

6 4. Whereas, the hearing on Plaintiff's motion for attorney's fees is currently pending for
7 February 17, 2012.

8 5. Whereas, the settlement provides that the Plaintiff will file a dismissal with prejudice once
9 Defendant makes payment.

10 6. Whereas, the dismissal with prejudice of the action will moot Plaintiff's motion for
11 attorney's fees.

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28 STIPULATION AND [PROPOSED] ORDER TO
CONT. HEARING ON MTN FOR ATTORNEY'S FEES
C 11-1476-EMC

1 7. The parties hereby respectfully request that the Court continue the hearing on Plaintiff's
2 motion for attorney's fees to May 4, 2012 at 1:30 p.m. Defendant's opposition to be due 21 days
3 before the hearing, and Plaintiff's reply will be due 14 days before the hearing.

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5 DATED: January 25, 2012

MELINDA L. HAAG
United States Attorney

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7 /s/
8 JUAN D. WALKER¹
Assistant United States Attorney
Attorneys for Federal Defendants

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10 DATED: January 25, 2012

LAW OFFICES OF THOMAS D. ROTH

11 /s/

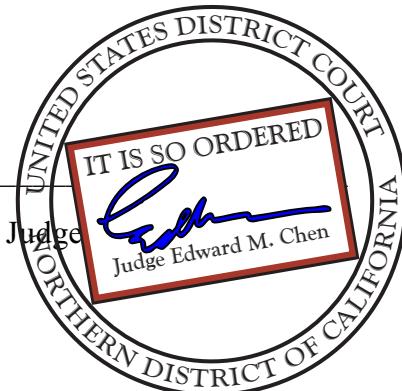
12 THOMAS D. ROTH
Attorneys for Plaintiff

13
14 [PROPOSED] ORDER

15 Pursuant to stipulation, IT IS SO ORDERED.

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17 Dated: _____ 1/26/12

18 EDWARD M. CHEN
United States Magistrate Judge
19 District
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27 ¹I, Juan D. Walker, hereby attest, in accordance with the Northern District of California's
General Order No. 45, Section X(B), the concurrence in the filing of this document has been
obtained from the other signatory listed on this document.
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